

## Message Text

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PAGE 01     SEOUL 07756 270905Z

20

ACTION EA-09

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 DHA-02

SAJ-01 /059 W

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P R 270856Z SEP 76

FM AMEMBASSY SEOUL

TO SECSTATE WASHDC PRIORITY 9722

INFO AMEMBASSY TOKYO

LIMITED OFFICIAL USE SEOUL 7756

E.O. 11652: N/A

TAGS: PINT KS

SUBJ: KIM TAE CHUNG ELECTION LAW VIOLATION CASE REMAINS ALIVE

REF: SEOUL 7705

1. SEPTEMBER 20 SUPREME COURT RULING (REFTEL) APPARENTLY BASED ON INTERLOCUTORY APPEAL BY KIM TAE CHUNG QUESTIONING CONSTITUTIONALITY OF CONVICTION. NORMAL CONSIDERATION OF APPEAL OF CRIMINAL STILL PENDING IN THIRD DIVISION OF SEOUL APPELLATE COURT. APPELLATE COURT MIGHT WEIGH PROCEDURAL ASPECTS OF CASE, SOUNDNESS OF VERDICT, OR SEVERITY OF SENTENCE.

2. REFTEL ERRONEOUSLY REPORTED THAT CASE WAS CLOSED, BUT IN FACT APPEAL WILL NOW MOVE THROUGH APPELLATE COURT AND MAY GO ON TO SUPREME COURT. HIGHER COURTS, HOWEVER, WILL NOT CONSIDER CONSTITUTIONAL ASPECTS OF CASE WHICH WERE SETTLED AGAINST KIM BY SEPTEMBER 20 SUPREME COURT RULING.  
STERN

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TRIALS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 27 SEP 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ShawDG  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976SEOUL07756  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Reference:** 76 SEOUL 7705  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ShawDG  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 28 MAY 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <28 MAY 2004 by CunninFX>; APPROVED <28 MAY 2004 by ShawDG>  
**Review Markings:**

Margaret P. Grafeld  
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04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
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**Status:** NATIVE  
**Subject:** KIM TAE CHUNG ELECTION LAW VIOLATION CASE REMAINS ALIVE  
**TAGS:** PINT, KS, (KIM TAE CHUNG)  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006